

## **RESOLUTION 35-2006**

### **NORTH JEFFERSON COUNTY ZONING DISTRICTS MORATORIUM ON MUNICIPAL ANNEXATION**

**WHEREAS**, the Legislature enacted Title 76, Part 1, Chapter 1, which provides for citizen initiated planning and zoning commissions with powers as may be appropriate to enable it to fulfill its functions and duties to promote county planning and further the health, safety and welfare of the people of said counties including Jefferson County; and

**WHEREAS**, the North Jefferson County Zoning Commission has a current set of zoning regulations in place in north Jefferson County that further protect the health, safety and welfare of north Jefferson County residents; and

**WHEREAS**, the City of Helena has attempted to create a City Planning Board that would interfere with North Jefferson County Zoning Regulations, the Jefferson County Growth Policy, as well as Jefferson County Planning Regulations; and

**WHEREAS**, City of Helena zoning coinciding with annexation has the potential to create higher densities in north Jefferson County than what has been planned, zoned, and adopted by the Jefferson County regulatory bodies having jurisdiction in north Jefferson County; and

**WHEREAS**, the Jefferson County Board of Commissioners is currently working on a sewer district on the north end of the County that would address concerns that the City of Helena has expressed in regards to water quality without requiring annexation in north Jefferson County by the City of Helena; and

**WHEREAS**, pursuant to § 76-2-107, MCA, the North Jefferson County Zoning Districts requests that the Jefferson County governing body issue a moratorium upon any municipal annexation into the North Jefferson County Zoning Districts for a period of one (1) year for the preservation of the integrity of the current zoning districts, growth policy, and subdivision regulations;

**NOW, THEREFORE, BE IT RESOLVED**, that pursuant to §76-2-107, MCA, the Jefferson County Commissioners hereby adopt an emergency moratorium upon any municipal annexation into the North Jefferson County Zoning Districts for a period of one (1) year for the preservation of the integrity of the current zoning districts, growth policy and subdivision

regulations.

**DATED** this 27<sup>th</sup> day of December, 2006.

**ATTEST:**

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**BONNIE RAMEY  
CLERK AND RECORDER**

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**TOMAS E. LYTHGOE, CHAIR**

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**CHUCK NOTBOHM, COMMISSIONER**

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**KEN WEBER, COMMISSIONER**